

Department of Justice

§ 79.31

Subpart D—Eligibility Criteria for Claims by Onsite Participants

§ 79.30 Scope of subpart.

The regulations in this subpart describe the criteria for eligibility for compensation under section 4(a)(2)(C) of the Act, and the evidence that will be accepted as proof of the various eligibility criteria. Section 4(a)(2)(C) of the Act provides for a payment of \$75,000 to individuals who participated onsite in the atmospheric detonation of a nuclear device and later developed a specified compensable disease.

§ 79.31 Definitions.

(a) The definitions listed in § 79.11(b), (e), (f), (g), and (h), and in § 79.21, apply to this subpart.

(b) *Atmospheric detonation of a nuclear device* means only a test conducted by the United States prior to January 1, 1963, as listed in paragraph (d) of this section.

(c) *First exposure* or initial exposure means the date on which the claimant first participated onsite in an atmospheric detonation of a nuclear device.

(d) *Period of atmospheric nuclear testing* means one of the periods listed in this paragraph that are associated with each test operation, plus an additional six-month period thereafter:

(1) For Operation Trinity, the period July 16, 1945, through August 6, 1945:

| Event name | Date | Location |
|---------------|----------|-------------------|
| Trinity | 07/16/45 | Trinity Test Site |

(2) For Operation Crossroads, the period June 28, 1946, through August 31, 1946, for all activities other than the decontamination of ships involved in Operation Crossroads; the period of atmospheric nuclear testing for the decontamination of ships involved in Operation Crossroads shall run from June 28, 1946, through November 30, 1946:

| Event name | Date | Location |
|-------------|----------|----------|
| Able | 07/01/46 | Bikini |
| Baker | 07/25/46 | Bikini |

(3) For Operation Sandstone, the period April 13, 1948, through May 20, 1948:

| Event name | Date | Location |
|-------------|----------|----------|
| X-ray | 04/15/48 | Enewetak |
| Yoke | 05/01/48 | Enewetak |
| Zebra | 05/15/48 | Enewetak |

(4) For Operation Ranger, the period January 27, 1951, through February 7, 1951:

| Event name | Date | Location |
|---------------|----------|--------------------------|
| Able | 01/27/51 | Nevada Test Site ("NTS") |
| Baker | 01/28/51 | NTS |
| Easy | 02/01/51 | NTS |
| Baker-2 | 02/02/51 | NTS |
| Fox | 02/06/51 | NTS |

(5) For Operation Greenhouse, the period April 5, 1951, through June 20, 1951, for all activities other than service as a member of the garrison or maintenance forces on the atoll of Enewetak between June 21, 1951, and July 1, 1952; the period of atmospheric nuclear testing for service as a member of the garrison or maintenance forces on the atoll of Enewetak shall run from April 5, 1951, through July 1, 1952:

| Event name | Date | Location |
|--------------|----------|----------|
| Dog | 04/08/51 | Enewetak |
| Easy | 04/21/51 | Enewetak |
| George | 05/09/51 | Enewetak |
| Item | 05/25/51 | Enewetak |

(6) For Operation Buster-Jangle, the period October 22, 1951, through December 20, 1951:

| Event name | Date | Location |
|---------------|----------|----------|
| Able | 10/22/51 | NTS |
| Baker | 10/28/51 | NTS |
| Charlie | 10/30/51 | NTS |
| Dog | 11/01/51 | NTS |
| Sugar | 11/19/51 | NTS |
| Uncle | 11/29/51 | NTS |

(7) For Operation Tumbler-Snapper, the period April 1, 1952, through June 20, 1952:

| Event name | Date | Location |
|---------------|----------|----------|
| Able | 04/01/52 | NTS |
| Baker | 04/15/52 | NTS |
| Charlie | 04/22/52 | NTS |
| Dog | 05/01/52 | NTS |
| Easy | 05/07/52 | NTS |
| Fox | 05/25/52 | NTS |
| George | 06/01/52 | NTS |

(8) For Operation Ivy, the period October 29, 1952, through December 31, 1952: